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Attorneys for Plaintiff Align Technology, Inc.

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION**

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

DISCHINGER ORTHODONTICS, P.C. and  
DR. WILLIAM DISCHINGER,

Defendants.

Civil Action No. 3:24-cv-763-SB

REQUEST FOR REFUND OF FEES PAID  
ELECTRONICALLY

Pursuant to Docket No. 3 in this matter and Standing Order 2011-9, plaintiff Align Technology, Inc. files this request for a refund of a duplicate \$405,000 payment made when

initiating this action. The refund requestor is counsel for plaintiff Align Technology, Inc., Klaus H. Hamm, whose name, address and telephone number are listed in the caption above.<sup>1</sup>

Attached hereto is supporting documentation including a copy of two electronic payment receipts of \$405 each (5/7/2024, 7:11:35 p.m. ET; 5/7/2024 8:23:49 p.m. ET) and a copy of the Notice of Electronic Filing (NEF) from the system transaction in CM/ECF during which the second payment was made (5/7/2024, 5:30 p.m. PT).<sup>2</sup>

DATED: May 13, 2024

Respectfully submitted,

s/ Klaus H. Hamm

Klaus H. Hamm, OSB No. 091730

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<sup>1</sup> The underlying duplicate transactions were made using a credit card issued to Pamela Woodies, who is Mr. Hamm's legal assistant, and refund to the same credit card is requested, per Standing Order 2011-9.

<sup>2</sup> Due to an apparent technical issue, no NEF issued when the first payment was made.

**From:** [do\\_not\\_reply@psc.uscourts.gov](mailto:do_not_reply@psc.uscourts.gov)  
**To:** [Pamela Woodies](#)  
**Subject:** Pay.gov Payment Confirmation: OREGON DISTRICT COURT  
**Date:** Tuesday, May 7, 2024 4:12:58 PM  
**Attachments:** [external.png](#)  
[first\\_time\\_sender\\_warning.png](#)  
[finance\\_warning.png](#)  
[orange.png](#)

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 External email >

 First time sender >

 Contains topics of a financial nature >

 This email shows signs of phishing >

Your payment has been successfully processed and the details are below. If you have any questions or you wish to cancel this payment, please contact: Renee Martinez at 503-326-8000.

Account Number: 4121266  
Court: OREGON DISTRICT COURT  
Amount: \$405.00  
Tracking Id: AORDC-9405459  
Approval Code: 019444  
Card Number: \*\*\*\*\*4341  
Date/Time: 05/07/2024 07:11:36 ET

NOTE: This is an automated message. Please do not reply

**From:** [do\\_not\\_reply@psc.uscourts.gov](mailto:do_not_reply@psc.uscourts.gov)  
**To:** [Pamela Woodies](#)  
**Subject:** Pay.gov Payment Confirmation: OREGON DISTRICT COURT  
**Date:** Tuesday, May 7, 2024 5:24:13 PM  
**Attachments:** [external.png](#)  
[finance\\_warning.png](#)  
[orange.png](#)

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 External email >

 Contains topics of a financial nature >

 This email shows signs of phishing >

Your payment has been successfully processed and the details are below. If you have any questions or you wish to cancel this payment, please contact: Renee Martinez at 503-326-8000.

Account Number: 4121266  
Court: OREGON DISTRICT COURT  
Amount: \$405.00  
Tracking Id: AORDC-9405762  
Approval Code: 072035  
Card Number: \*\*\*\*\*4341  
Date/Time: 05/07/2024 08:23:49 ET

NOTE: This is an automated message. Please do not reply

**From:** [info@ord.uscourts.gov](mailto:info@ord.uscourts.gov)  
**To:** [nobody@ord.uscourts.gov](mailto:nobody@ord.uscourts.gov)  
**Subject:** Activity in Case 3:24-cv-00763-SB Align Technology, Inc. v. Dischinger Orthodontics, P.C. et al Complaint  
**Date:** Tuesday, May 7, 2024 5:31:44 PM  
**Attachments:** [external.png](#)

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 External email >

**This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.**

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Oregon

### Notice of Electronic Filing

The following transaction was entered by Hamm, Klaus on 5/7/2024 at 5:30 PM PDT and filed on 5/7/2024

**Case Name:** Align Technology, Inc. v. Dischinger Orthodontics, P.C. et al

**Case Number:** [3:24-cv-00763-SB](#)

**Filer:** Align Technology, Inc.

**Document Number:** [1](#)

**Judge(s) Assigned:** Stacie F. Beckerman (presiding)

### Docket Text:

Complaint. Filing fee in the amount of \$405 collected. Agency Tracking ID: AORDC-9405762 Filer is subject to the requirements of Fed. R. Civ. P. 7.1. Jury Trial Requested: Yes. Included patents/trademarks: 2409473--11/28/2000--Align, 3060471--2/21/2006--Align Technology, Inc., 3191195--1/2/2007--Align Technology, Inc., 3418121--4/29/2008--Align Technology, Inc., 3911988--1/25/2011--Align Technology, Inc.. Filed by Align Technology, Inc. against William Dischinger, Dischinger Orthodontics, P.C. (Attachments: # (1) Exhibit Exhibit A - Align Launches campaign to reach millions of teens, # (2) Exhibit Exhibit B - 2018 Platinum and Agency Elite Awards - PRNEWS, # (3) Exhibit Exhibit C - Silver \_ Multichannel Campaign of 2018, large product size - MM+M, # (4) Exhibit Exhibit D - Jeopardy - What is... #Invisalign on #Jeopardy\_ Facebook, # (5) Exhibit Exhibit E - Jeopardy Celebrities and viewers, # (6) Exhibit Exhibit F -Charli -Invisalign maker gets big boost from TikTok\_s top star \_ CNN Business, # (7) Exhibit Exhibit G - KEEGAN-MICHAEL KEY RETURNS TO HOST NFL HONORS PRESENTED BY INVISALIGN, # (8) Exhibit Exhibit H - Dischinger Orthodontics Homepage, # (9) Exhibit Exhibit I - Your First Visit With The Orthodontist, # (10) Exhibit Exhibit J - Invisalign Vs Braces - Dischinger Orthodontics, # (11) Exhibit Exhibit K - Invisalign Spark Clear Aligners, # (12) Exhibit Exhibit L - Invisalign Teen -

Dischinger Orthodontics, # (13) Exhibit Exhibit M - Invisalign Costs - Dischinger Orthodontics, # (14) Exhibit Exhibit N - Invisalign FAQs - Dischinger Orthodontics, # (15) Exhibit Exhibit O - Top Portland Orthodontist, # (16) Exhibit Exhibit P - Industry Insights \_ Maximizing Practice Efficiency by Dr. Bill Dischinger - Orthotown, # (17) Exhibit Exhibit Q - Finding the Right Aligner Brand for Your Practice \_ Orthodontic Products, # (18) Exhibit Exhibit R - William Michael Dischinger \_ OpenPayments, # (19) Exhibit Exhibit S - 1,000 Spark cases Dinner, # (20) Civil Cover Sheet, # (21) Proposed USPTO Report, # (22) Proposed Summons to Dischinger Orthodontics, # (23) Proposed Summons to William Dischinger). (Hamm, Klaus)

**3:24-cv-00763-SB Notice has been electronically mailed to:**

Klaus H. Hamm Klaus.Hamm@Klarquist.com, 8023212420@filings.docketbird.com, amy.uhl@klarquist.com, litigationdocketing@klarquist.com, pamela.woodies@klarquist.com

**3:24-cv-00763-SB Notice will not be electronically mailed to:**

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**Not Available

**Electronic document Stamp:**

[STAMP ordStamp\_ID=875559790 [Date=5/7/2024] [FileNumber=8569335-0] [7 0550ee68e75b160e565bfbfdd76f193e847819b5f6977fa2a4757d0b59b87d9ffd2cf9 c269e8dcf2faec4695c978aca5351021a0f1a8580cf1f636322120174]]

**Document description:**Exhibit Exhibit A - Align Launches campaign to reach millions of teens

**Original filename:**Not Available

**Electronic document Stamp:**

[STAMP ordStamp\_ID=875559790 [Date=5/7/2024] [FileNumber=8569335-1] [9 7d2d38f4dc8b3b6600660e00b1945afc35e31bda5b8ee8a2109a2703cd915abfea091f aed44183b4edb525ba678a6ad679566052ee5be5da7928da77814d7b6]]

**Document description:**Exhibit Exhibit B - 2018 Platinum and Agency Elite Awards - PRNEWS

**Original filename:**Not Available

**Electronic document Stamp:**

[STAMP ordStamp\_ID=875559790 [Date=5/7/2024] [FileNumber=8569335-2] [0 1e87129c174771c7ee63d4c8c4352aca1b406864fceb0c347ce8419c762177cdd4ef59 64367a4abc535722d718c47cc3dae3190d01815efe9002e4fc2aa129e]]

**Document description:**Exhibit Exhibit C - Silver \_ Multichannel Campaign of 2018, large product size - MM+M

**Original filename:**Not Available

**Electronic document Stamp:**

[STAMP ordStamp\_ID=875559790 [Date=5/7/2024] [FileNumber=8569335-3] [4 2dd7bea8c0514cad94e39154cad84da5d063bbe53f00cf5c5ebc0c98cbd9ef29d404de 3792d6922b111c97a205a0cdf6affe5f4c2ff44b2164094ef21fcdbbf]]

**Document description:**Exhibit Exhibit D - Jeopardy - What is... #Invisalign on #Jeopardy \_ Facebook

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit E - Jeopardy Celebrities and viewers

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit F - Charli -Invisalign maker gets big boost from  
TikTok\_s top star \_ CNN Business

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit G - KEEGAN-MICHAEL KEY RETURNS TO HOST  
NFL HONORS PRESENTED BY INVISALIGN

**Original filename:**Not Available

**Electronic document Stamp:**

[STAMP ordStamp\_ID=875559790 [Date=5/7/2024] [FileNumber=8569335-7] [1  
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**Document description:**Exhibit Exhibit H - Dischinger Orthodontics Homepage

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit I - Your First Visit With The Orthodontist

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit J - Invisalign Vs Braces - Dischinger Orthodontics

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit K - Invisalign Spark Clear Aligners

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit L - Invisalign Teen - Dischinger Orthodontics

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit M - Invisalign Costs - Dischinger Orthodontics

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit N - Invisalign FAQs - Dischinger Orthodontics

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit O - Top Portland Orthodontist

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit P - Industry Insights\_ Maximizing Practice Efficiency by Dr. Bill Dischinger - Orthotown

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit Q - Finding the Right Aligner Brand for Your Practice \_ Orthodontic Products

**Original filename:**Not Available

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**Document description:**Exhibit Exhibit R - William Michael Dischinger \_ OpenPayments

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Exhibit Exhibit S - 1,000 Spark cases Dinner

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Civil Cover Sheet

**Original filename:**Not Available

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**Document description:** Proposed USPTO Report

**Original filename:**Not Available

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**Document description:**Proposed Summons to Dischinger Orthodontics

**Original filename:**Not Available

**Electronic document Stamp:**

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**Document description:**Proposed Summons to William Dischinger

**Original filename:**Not Available

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